

Armstrong Kellett Bartholow PC
Gary A. Armstrong
TX Bar No. 01316500
11300 N. Central Expwy #301
Dallas, TX 75243
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ATTORNEY FOR DEBTOR

IN THE UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

IN RE: Diane M. Davis	§	
	§	Case No. 09-42865
Debtor	§	
	§	
1037 Devonshire Dr	§	
Providence Village, TX 76227	§	
	§	
xxx-xx-8510	§	
	§	

DEBTOR'S MOTION TO MODIFY CHAPTER 13 PLAN

Now comes Diane M. Davis, Debtor, and moves the Court pursuant to Local Rule 3015(d) to modify Debtor's confirmed Chapter 13 Plan so as to read as set forth on Exhibit A attached hereto, and in support thereof, would show the Court as follows:

1. Debtor seeks this modification because she is unemployed.
2. Pursuant to the modification (i) Debtor's monthly plan payments have been reduced to \$50.00 for six (6) months beginning with the February 2011 payment and will increase to \$3,190.00 for the remaining 38 months of the plan; (ii) attorneys fees for the services performed and to be performed in connection with this modification requested herewith by Armstrong Kellett Bartholow PC in the amount of \$500 have been added to the plan base; (iii) Debtor's plan base has been reduced to \$172,560.00.
3. The services performed or to be performed by Armstrong Kellett Bartholow PC in connection with this Modification include, without limitation, consultations with Debtor, preparation, filing and service of this Modification, preparation of a proposed order approving the modification, appearance at the hearing on the modification, and consultations with the Chapter 13 Trustee regarding the modification.

Wherefore, premises considered Debtor prays the Court to enter an order approving

this modification, and for such other relief as the Court may deem appropriate.

Respectfully submitted

/s/ Gary A. Armstrong
Armstrong Kellett Bartholow PC
Texas Bar No. 01316500
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ATTORNEY FOR DEBTOR

CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the attached Debtor's Motion to Modify Plan has been served on the parties listed on the attached matrix on January 19, 2011.

/s/ Gary A. Armstrong

Label Matrix for local noticing
0540-4
Case 09-42865
Eastern District of Texas
Sherman
Wed Jan 19 14:48:16 CST 2011

American Express
P.O. Box 981535
El Paso, TX 79998-1535

Ameriprise Bank, FSB
POB 3001
Malvern, PA 19355-0701

Theodore Bartholow
11300 N. Central Expressway
Suite 301
Dallas, TX 75243-6738

DISCOVER BANK
DFS Services LLC
PO Box 3025
New Albany, Ohio 43054-3025

Great Indoors Mastercard
PO Box 6282
Sioux Falls, SD 57117-6282

Neiman Marcus
PO Box 729080
Dallas, TX 75372-9080

PRA Receivables Management LLC
POB 41067
Norfolk, VA 23541-1067

Recovery Management Systems Corporation
25 S.E. Second Avenue
Suite 1120
Miami, FL 33131-1605

Sears Gold Mastercard
PO Box 6282
Sioux Falls, SD 57117-6282

Advanta Bank Corp., a Utah Industrial Bank
by PRA Receivables Management, LLC
PO Box 12907
Norfolk VA 23541-0907

American Express Bank, FSB
POB 3001
Malvern, PA 19355-0701

Gary A. Armstrong
Armstrong Law Firm
11300 N Central Expy
Suite 301
Dallas, TX 75243-6738

Patti H. Bass
Bass & Associates
3936 E. Ft. Lowell Rd. Suite 200
Tucson, AZ 85712-1083

Diane M. Davis
1037 Devonshire Dr
Providence Village, TX 76227-7497

HSBC Bank Nevada, N.A.
Bass & Associates, P.C.
3936 E. Ft. Lowell Rd, Suite 200
Tucson, AZ 85712-1083

Nordstrom Visa
PO Box 13589
Scottsdale, AZ 85267-3589

PRA Receivables Management, LLC
As Agent Of Portfolio Recovery Assocs.
POB 41067
NORFOLK VA 23541-1067

Recovery Management Systems Corporation
25 S.E. 2nd Avenue, Suite 1120
Miami, FL 33131-1605

Mark Stromberg
Stromberg Stock
Two Lincoln Center
5420 LBJ Freeway, Suite 300
Dallas, TX 75240-6271

Advanta Business Card
P.O. Box 30715
Salt Lake City, UT 84130-0715

Ameriprise Bank
834 Ameriprise Financial Ctr
Minneapolis, MN 55474-0008

Armstrong Law Firm
5646 Milton St Ste 711
Dallas, TX 75206-3935

Janna L. Countryman
P. O. Box 941166
Plano, TX 75094-1166

(p)DISCOVER FINANCIAL SERVICES LLC
PO BOX 3025
NEW ALBANY OH 43054-3025

Janna Countryman
Standing Chapter 13 Trustee
PO Box 941166
Plano, TX 75094-1166

Nordstrom fsb
PO Box 6566
Englewood, CO 80155-6566

(p)PORTFOLIO RECOVERY ASSOCIATES LLC
PO BOX 41067
NORFOLK VA 23541-1067

Roundup Funding, LLC
MS 550
PO Box 91121
Seattle, WA 98111-9221

TARGET NATIONAL BANK
C O WEINSTEIN AND RILEY, PS
2001 WESTERN AVENUE, STE 400
SEATTLE, WA 98121-3132

Target National Bank
c/o Target Credit Services
PO Box 1581
Minneapolis, MN 55440-1581

U.S. Attorney General
Department of Justice
Main Justice Building
10th & Constitution Ave., NW
Washington, DC 20530-0001

US Trustee
Office of the U.S. Trustee
110 N. College Ave.
Suite 300
Tyler, TX 75702-7231

United States Trustee
110 N College Ave Ste 300
Tyler, TX 75702-7231

Wells Fargo Home Mortgage
PO Box 10335
Des Moines, IA 50306-0335

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g)(4).

Discover Card
PO Box 30943
Salt Lake City, UT 84130

Portfolio Recovery Associates, LLC
PO Box 41067
Norfolk, VA 23501-1067

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(u)Ameriprise Bank, FSB

(d)HSBC Bank Nevada, N.A.
Bass & Associates, P.C.
3936 E. Ft. Lowell Rd, Suite 200
Tucson, AZ 85712-1083

(d)Roundup Funding, LLC
MS 550
PO Box 91121
Seattle, WA 98111-9221

End of Label Matrix
Mailable recipients 34
Bypassed recipients 3
Total 37